

HOUSE BILL 1011

By Turner M

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 5 and Title 40, Chapter 35, Part 5, relative to the punishment for certain sexual offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-523, is amended by adding the following new subdivision to subsection (a):

() "Armed sexual offender" means a person convicted of aggravated rape under § 39-13-502, rape under § 39-13-503, aggravated sexual battery under § 39-13-504, sexual battery under § 39-13-505, or sexual battery by an authority figure under § 39-13-527, who used a deadly weapon during the course of the offense and use of a deadly weapon is not an essential element of the offense;

SECTION 2. Tennessee Code Annotated, Section 39-13-523, is amended by deleting from subsections (b) and (c) the language "aggravated rapist" and substituting instead the language "aggravated rapist, armed sexual offender".

SECTION 3. Tennessee Code Annotated, Section 39-13-523, is amended by adding the following new subdivision to subsection (e):

(4) The provisions of this section requiring armed sexual offenders to serve the entire sentence imposed by the court shall only apply if the required offense occurs on or after July 1, 2013.

SECTION 4. This act shall take effect July 1, 2013, the public welfare requiring it.